GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Industries and Commerce Department – Permission to the APIIC Limited for cancellation of the Sale Deed Doct. No.10147/2015 and Supplemental Agreement of Sale registered vide Doct. No.10146/2015 executed in favour of M/s. Goutham Budha Textile Park Pvt. Limited – Accorded – Orders – Issued.

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INDUSTRIES AND COMMERCE (INFRA) DEPARTMENT

G.O.MS.No. 90 Dated: 18-06-2016

Read the following:

1. Govt. Memo. No. 17008/ IP&INF/A2/2013, Dated 04-12-2014
2. From the VC&MD, APIIC Limited, Hyderabad, Lr.No.1708/AMW/ D8/08, dt.03.09.2016
3. From the Dist. Collector, Guntur Letter D.O. Rc.No. 3323/2010-E1, Dt. 06-01-2016
4. From the VC&MD, APIIC Limited, Hyderabad, Lr.No.19881/AMW/ VNKLP/GNT/2013, dt.11.02.2016
5. From the Director and Inspector General, Registration and Stamps Dept., Letter No.G3/1413/2016-2, Dt.16.02.2016
6. From the Revenue (Assign.IV) Dept., U.O.Note.No.13021/05/ 2016. Assn.IV/ Rev. dt.17.05.2016

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ORDER:

In the reference 3rd read above, the District Collector, Guntur has stated that the Revenue Department through CCLA, A.P., Hyderabad have requested to accord permission to handover advance possession to an extent of Acs.123.54 cents in Sy.Nos. 232/2, 233/3 and 482/B, etc., of Vankalayapadu Village of Edlapadu Mandal of Guntur District in favour of Zonal Manager, APIIC, Vijayawada for establishment of Textile Park on payment of market value. Upon this, the Government vide Memo. No. 42238/Asn.V(2)2010-2, Revenue (Asn.V) Department, Dt. 01.10.10, have accorded permission for giving advance possession and the CCLA., has informed that the Industries and Commerce Department have furnished justification / vetting report on alienation of Govt. land to an extent of Acres. 108.57 cents situated at Vankayalapadu Village, Edlapadu Mandal, Guntur District in favour of APIIC. Accordingly, the Tahsildar, Edlapadu had handed over advance possession of the Government lands to an extent of Ac. 108.57 on 15.09.2012 to the APIIC authorities. Further, the CCLA has requested the District Collector, Guntur to furnish land alienation proposals afresh as per G.O.571 in Annexure–V, together with complete record of enquiry.

2. Further, the District Collector, Guntur has stated that the APIIC has executed agreement for sale of land vide Doc.No. 2712/2014, dt.28.05.2015 along with Supplemental agreement Doc.No. 10146/2015, dt.05.12.2015 for an extent of Ac. 108.57 cents and executed a Registered Sale Deed No. 10147/2015, dt. 05.12.2015 at S.R.O., Chilakaluripet for an extent of Ac. 78.25 situated in S.Nos232-2, 233-3, 482 B/22A and 482B/10B, 482B/20A, 482B/20B(P), 482B/21A, 482B/21B, 482B/22A and 482B/22B in favour of second party i.e., Goutham Budha Textile Park Pvt. Ltd., by violating the conditions prescribed. No regular alienation proposals have been initiated in this regard. The APIIC has no authority to alienate the said land to 3rd party as the title of the said land is still with the Government

3. The District Collector, Guntur has therefore requested the Govt. to take appropriate action for cancellation of the said sale Registration that took place covering the above lands which were given advance possession only, in the interest of Government.

(P.T.O)

4. In the reference 4th read above, the VC&MD, APIIC has stated that keeping in view the larger public interest and in view of the serious irregularities and violations in the matter, has requested the Govt. to issue orders to the IG Stamps and Registration, for cancellation of the Supplemental Agreement of Sale registered vide Doct. No. 10146/2015 and Sale Deed Doct. No. 10147/2015 and to protect the interest of the Government and APIIC. He has also informed that the above original documents are available with the office of the Zonal Manager, APIIC, Vijayawada and have not been released to the allottee and they can be presented before the concerned SRO to effect the cancellation.

5. In the reference 5th read above, the IG, Stamps and Registration, A.P. Hyderabad has informed the APIIC that it is required to notify the properties under the Section 22-A(1)(e) of the Registration Act, 1908 for prohibition of registration of properties legally.

6. In the reference 6th read above, the Revenue (Assn.IV) Dept., have informed that the Government have not issued any orders for alienating the land to an extent of Ac.108.57 cents of Vankayalapadu (V), Edlapadu (M), Guntur District in favour of APIIC Limited. Hence, the action of the APIIC Limited in execution and registering the Supplemental Agreement of sale and sale deeds is not proper. Further, they have also informed that the further action is being taken to issue of notification prohibiting the above said lands under Section 22(A)(1)(e) of Registration Act. and requested to take further necessary action for cancellation of the sale deeds, Supplemental Agreement of sale etc., registered by the APIIC authorities.

7. Government after careful examination of the entire matter, hereby accord permission to the Andhra Pradesh Industrial Infrastructure Corporation Limited (APIIC) for cancellation of the Sale Deed Doct. No.10147/2015 and Supplemental Agreement of Sale registered vide Doct. No.10146/2015 executed by the APIIC Limited in favour of M/s. Goutham Budha Textile Park Pvt. Limited.

8. The VC&MD, Andhra Pradesh Industrial Infrastructure Corporation Limited (APIIC) shall take further necessary action accordingly and submit compliance report to Government within a fortnight.

(BY ORDER AND IN T HE NAME OF T HE GOVERNOR OF ANDHRA PRADESH)

S.SOLOMON AROKIARAJ
SECRETARTY TO GOVERNMENT & CIP

To
The VC&MD, APIIC Limited, Hyderabad
The District Collector, Guntur District.
The Director and Inspector General of Registration and Stamps, A.P,
5-3-953, Registration Bhavan, 2nd and 3rd Floor,
NizamShahi Road, Osmangunj, M.J.Market, Hyderabad - 500001.
The Revenue (Assn.IV) Dept., A.P.Secretariat, Hyderabad.
Copy to:
The P.S. to Prl.Secy. to CM (GSP).
The P.S. to Secy. to Govt. & CIP.
Sc/Sf

//FORWARDED : : BY ORDER//

SECTION OFFICER